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June 28, 1995

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, NW - Room 222
Washington, DC 20554

DOCKET FILE COPY ORIGINAL

**Re: Motion for Extensions of Time and Continuance
American Cablesystems of Florida, Ltd., d/b/a
Continental Cablevision of Broward County, and
Continental Cablevision of Jacksonville, Inc.
CC Docket No. 95-95, File No. PA 91-0012**

Dear Mr. Caton:

On behalf of American Cablesystems of Florida, Ltd., d/b/a Continental Cablevision of Broward County, and Continental Cablevision of Jacksonville, Inc., attached for filing are an original and six copies of a Motion for Extensions of Time and Continuance of the Prehearing Conference in the above-referenced proceeding.

No. of Copies rec'd 074
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If there are any questions regarding this matter, please communicate with the undersigned counsel.

Respectfully submitted,

HOGAN & HARTSON L.L.P.

By: 
Robert Corn-Revere

Attorneys for American Cablesystems
of Florida, Ltd., d/b/a Continental
Cablevision of Broward County and
Continental Cablevision of
Jacksonville, Inc.

Enclosures

cc: Parties on attached service list

BEFORE THE

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

a brief continuance of the prehearing conference so that settlement discussions and the required briefing may be completed prior to the conference. 1/

Continental filed a pole attachment complaint against Florida Power on August 4, 1992. On June 15, 1995, the Chief of the Common Carrier Bureau found that Florida Power had miscalculated a portion of the formula used to determine pole attachment rates and designated Continental's pole attachment complaint for hearing. In the Hearing Designation Order, the Common Carrier Bureau Chief ordered Continental and Florida Power to file Notices of Appearance in the case, pursuant to Section 1.221 of the Commission's rules, within 20 days of the mailing of the Order. Since the Hearing Designation Order was mailed to Continental's attorneys on June 20, 1995, Continental's Notice of Appearance would be due by July 10, 1995.

On June 23, 1995, the Chief Administrative Law Judge released an Order setting the schedule for the Hearing in this proceeding. Pursuant to this Order, the parties must meet to discuss settlement of the case by July 28, 1995, file a comprehensive joint report on the prospects of settlement by August 7, 1995, and file briefs supporting their positions by August 16, 1995. The Order also set a prehearing conference date of August 23, 1995, and a hearing date of October 25, 1995. 2/

Continental requests extensions of time to submit these filings and a continuance of the prehearing conference date so that it may have the benefit of

1/ On June 26, 1995, Continental notified the office of the counsel of record for Florida Power, Jean Howard, of its intent to file this motion for an extension of time. Continental could not notify Ms. Howard directly because it has been advised that she will be out of the office until June 29, 1995.

2/ Continental does not seek a continuance of the hearing date.

representation from the attorney who has devoted three years to this case. Gardner F. Gillespie has been solely responsible for representing Continental in its pole attachment complaint against Florida Power since the complaint was filed in August of 1992. During this time, he has become uniquely familiar with the facts of this case and has gained valuable expertise in the law applicable to pole attachment complaints. Unfortunately, Mr. Gillespie is out of the office on scheduled leave through August 1, 1995, and it would be extremely difficult to educate another attorney on the nuances of this case within the brief period of time that has been allotted for the meetings and filings described above. To require Continental to adhere to the rigorous schedule established by the Commission in Mr. Gillespie's absence would thus be grossly unfair to Continental.

Therefore, Continental respectfully requests that the Commission postpone the scheduled filings, meetings and prehearing conference so that Mr. Gillespie may handle these matters upon his return to the office. Continental suggests that the deadlines be delayed, *at a minimum*, as follows:

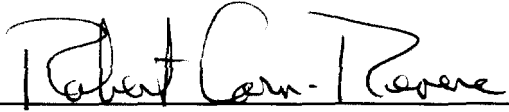
1. The Notice of Appearance shall be filed by August 14, 1995.
2. Settlement discussions shall take place by August 18, 1995.
3. A comprehensive joint report on settlement discussions shall be filed by August 28, 1995.

4. A brief not exceeding ten pages shall be filed by September 6, 1995.
5. The prehearing conference shall be held on September 13, 1995.

Respectfully submitted,

AMERICAN CABLESYSTEMS OF FLORIDA,
LTD., D/B/A CONTINENTAL CABLEVISION
OF BROWARD COUNTY

CONTINENTAL CABLEVISION OF
JACKSONVILLE, INC.

By: 
Robert Corn-Revere
Michelle M. Shanahan

HOGAN & HARTSON L.L.P.
Columbia Square
555 Thirteenth Street, NW
Washington, DC 20004
(202) 637-5600

Its Attorneys

June 28, 1995

CERTIFICATE OF SERVICE

I, Daphene M. Jones, a legal secretary at the law firm of Hogan & Hartson, do hereby certify that a copy of the foregoing "Motion for Extension of Time" was mailed, postage prepaid by first class mail or delivered by hand as indicated, this 28th day of June 1995, to the following:

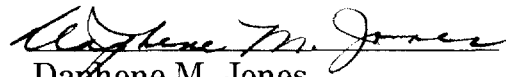
Hon. Edward Luton */
Administrative Law Judge
Federal Communications Commission
2000 L Street N.W. - Room 227
Washington, D. C. 20554

Kathleen M. H. Wallman, Chief */
Common Carrier Bureau
Federal Communications Commission
2033 M Street N.W. - Room 500
Washington, D. C. 20554

Jean Howard, Esq.
Florida Power & Light Co.
P. O. Box 029100
Miami, FL 33102-9100

Federal Energy Regulatory Commission
825 North Capitol Street N.E.
Washington, D. C. 20426

Florida Public Service Commission
101 East Gaines Street
Tallahassee, FL 32301-8153


Daphene M. Jones

*/ By hand delivery.